

The Honorable Judge Salvador Mendoza  
Hearing Date: May 1, 2015  
Trial Date: August 17, 2015

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON**

GEORGE TERRY LANGLEY,

Plaintiff,

v.

GEICO GENERAL INSURANCE  
COMPANY,

Defendant.

No. 1:14-cv-03069-SMJ

**DECLARATION OF JONATHAN  
R. MISSEN IN SUPPORT OF  
GEICO GENERAL INSURANCE  
COMPANY'S MOTION TO  
COMPEL APPRAISAL OF  
PLAINTIFF'S LOSS OF USE**

**NOTE ON MOTION CALENDAR:  
May 1, 2015**

I, Jonathan R. Missen, make the following declaration certified to be true  
under penalty of perjury of the laws of the United States, 28 U.S.C. 1746:

1. I am over eighteen years of age, competent to testify in this matter, and  
this declaration is based on direct personal knowledge.

1 2. Attached as **Exhibit A** is a true and correct copy of a report generated  
2 by plaintiff's damages expert/appraiser David Smith detailing damages  
3 in excess of \$156,039.82.

4 3. Attached as **Exhibit B** is a true and correct copy of a letter sent to  
5 plaintiff's counsel requesting appraisal of plaintiff's alleged loss of use  
6 damages dated April 17, 2015.  
7

8 DATED this 24<sup>th</sup> day of April, 2015, in Seattle, Washington.

9 **COLE | WATHEN | LEID | HALL, P.C.**

10 /s/Jonathan R. Missen

11 Jonathan R. Missen, WSBA #42689  
12 Attorney for Defendant Geico  
13 303 Battery Street  
Seattle, WA 98121-1419  
T: 206-622-0494 / F: 206-587-2476  
jmissen@cwllhlaw.com

**CERTIFICATE OF SERVICE**

The undersigned makes the following declaration certified to be true under penalty of perjury pursuant to RCW 9A.72.085:

On the date given below, I hereby certify that I caused the foregoing to be filed using the United States District Court for Eastern District of Washington – Document Filing System (CM/ECF) and a true and correct copy to be delivered on the following in the manner indicated:

<b><u>Plaintiff Counsel</u></b> David B. Trujillo Law Offices of David B. Trujillo 4702A Tieton Drive Yakima, WA 98908 (509) 972-3838 WSBA #25580	<input type="checkbox"/> Via Fax (509) 972-3841 <input type="checkbox"/> Via ABC Legal Messenger <input type="checkbox"/> Via Email <a href="mailto:tdtrujillo@yahoo.com">tdtrujillo@yahoo.com</a> <input type="checkbox"/> By Depositing Into U.S. Mail 1 <sup>st</sup> Class Postage Pre-Paid <input checked="" type="checkbox"/> Via ECF/Electronic Court Filing
<b><u>Plaintiff Counsel</u></b> Kirk D. Miller Kirk D. Miller, P.S. 421 W. Riverside Ave., Ste. 704 Spokane, WA 99201 (509) 413-1494 WSBA # 40025	<input type="checkbox"/> Via Fax <input type="checkbox"/> Via ABC Legal Messenger <input type="checkbox"/> Via Email <a href="mailto:kmiller@millerlawspokane.com">kmiller@millerlawspokane.com</a> <input type="checkbox"/> By Depositing Into U.S. Mail 1 <sup>st</sup> Class Postage Pre-Paid <input checked="" type="checkbox"/> Via ECF/Electronic Court Filing

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct

Executed this 24<sup>th</sup> day of April, 2015, at Seattle, Washington.

**COLE | WATHEN | LEID | HALL, P.C.**

/s/ Tami L. Foster

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